

Linklaters

Linklaters LLP
1345 Avenue of the Americas
New York, NY 10105
Telephone 212 903 9000
Facsimile 212 903 9100
Direct Line 212 903 9028
james.warnot@linklaters.com

The Honorable Viktor V. Pohorelsky
United States Magistrate Judge
Eastern District of New York
United States Courthouse
225 Cadman Plaza East
Brooklyn, New York 11201

BY ECF & HAND

July 24, 2015

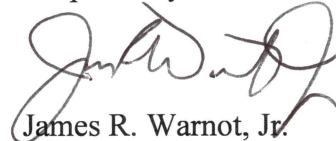
Re: Schenker AG v. Société Air France et al., No. 14-CV-04711 (JG) (VVP)

Dear Judge Pohorelsky:

On behalf of defendants Société Air France, Koninklijke Luchtvaart Maatschappij N.V., and Martinair Holland N.V. (collectively, the “AF-KLM Defendants”), I write to notify the Court of a development in proceedings before the Amsterdam District Court (the “Dutch Action”), which were referenced in AF-KLM Defendants’ Motion to Dismiss Plaintiff’s Complaint. *See* Docket No. 53 at 7.

On July 22, 2015, the Amsterdam District Court denied the motion filed by Schenker AG and its affiliates to dismiss the Dutch Action on jurisdictional and other grounds. A copy of the court’s opinion is attached as Exhibit A.¹

Respectfully submitted,



James R. Warnot, Jr.

cc: All Counsel of Record (via ECF)

¹ Attached as Exhibit A are (1) the Amsterdam District Court’s original Dutch language opinion, and (2) an unofficial translation of the opinion. Should the Court require an official certified translation of the opinion, the AF-KLM Defendants will obtain and provide one.

This communication is confidential and may be privileged or otherwise protected by work product immunity.

Linklaters LLP is a multinational limited liability partnership registered in England and Wales with registered number OC326345 including solicitors of the Senior Courts of England and Wales, members of the New York and District of Columbia Bars and foreign legal consultants in New York. It is a law firm authorised and regulated by the Solicitors Regulation Authority. The term partner in relation to Linklaters LLP is used to refer to a member of Linklaters LLP or an employee or consultant of Linklaters LLP or any of its affiliated firms or entities with equivalent standing and qualifications. A list of the names of the members of Linklaters LLP together with a list of those non-members who are designated as partners and their professional qualifications is open to inspection at its registered office, One Silk Street, London EC2Y 8HQ, England or on www.linklaters.com.

Please refer to www.linklaters.com/regulation for important information on our regulatory position.